

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

HB 307 – SB 1195

February 27, 2017

SUMMARY OF ORIGINAL BILL: Requires the State Board of Education (SBE) to promulgate rules to ensure that students incarcerated in detention centers licensed by the Department of Children's Services (DCS) receive an education from the local education agency (LEA) in which the detention center is located. Sets the funding level for the incarcerated student at the amount equal to the per pupil state and local funds received by the LEA in which the student was enrolled at the time of incarceration on a pro-rated basis. Requires transfer of the incarcerated student's educational records. Requires the Department of Education (DOE) to monitor the educational services provided to such students. Requires DCS to ensure that such detention centers comply with any rules promulgated by the SBE.

FISCAL IMPACT OF ORIGINAL BILL:

NOT SIGNIFICANT

SUMMARY OF AMENDMENT (003941): Deletes and rewrites the bill such that the only substantive change is to require rules developed by the DOE regarding incarcerated-student education to be accordance with the Uniform Administrative Procedures Act.

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

Unchanged from the original fiscal note.

Assumptions for the bill as amended:

- No change in Basic Education Program (BEP) funding formula.
- The DOE can promulgate rules and procedures for the proper transfer of BEP funds and student records in the normal course of business; therefore, any impact is considered not significant.
- There will be an unknown amount of BEP funds that may shift from one LEA to another; however, any net change is considered not significant.
- DCS indicates that no additional staff or resources are needed to comply with the provisions of this bill as amended; therefore, any departmental impact is considered not significant.

HB 307 – SB 1195

- Monitoring educational services of these students will not result in a significant fiscal impact for DOE.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in blue ink that reads "Krista M. Lee". The signature is written in a cursive, flowing style.

Krista M. Lee, Executive Director

/maf